



County of San Diego

DEPARTMENT OF PUBLIC WORKS

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MITIGATED NEGATIVE DECLARATION

April 14, 2008

Project Name: Tavern Road Drainage Improvements

Project Number(s): PWR-1010343

**This Document is Considered Draft Until it is Adopted by the Appropriate
County of San Diego Decision-Making Body.**

This Mitigated Negative Declaration is comprised of this form along with the
Environmental Initial Study that includes the following:

- a. Initial Study Form
 - b. Environmental Analysis Form and attached extended studies for Biological Resources
1. California Environmental Quality Act Negative Declaration Findings:

Find, that this Mitigated Negative Declaration reflects the decision-making body's independent judgment and analysis, and; that the decision-making body has reviewed and considered the information contained in this Mitigated Negative Declaration and the comments received during the public review period; and that revisions in the project plans or proposals made by or agreed to by the project applicant would avoid the effects or mitigate the effects to a point where clearly no significant effects would occur; and, on the basis of the whole record before the decision-making body (including this Mitigated Negative Declaration) that there is no substantial evidence that the project as revised will have a significant effect on the environment.

2. Required Mitigation Measures:

Refer to the attached Environmental Initial Study for the rationale for requiring the following measures:

A. BIOLOGICAL RESOURCES

- 1) Permanent impacts to 0.013 acre of ACOE Jurisdictional non-wetland waters and 0.023 acre of CDFG Jurisdictional unvegetated streambed will be mitigated at a ratio of 2:1, through the creation/enhancement of an unvegetated portion of the channel upstream of the proposed project site or at another suitable location within the same watershed.
- 2) Impacts to individual mature oak trees will be mitigated through the replacement of trees at a ratio of 3:1.
- 3) Any tree removal or ground disturbance during the avian breeding season would require a pre-disturbance nest survey to determine whether any active nests would be at risk during project implementation. If an active nest site is determined to be active, then tree or vegetation removal must be postponed until after the young birds have left the nest.

3. Critical Project Design Elements That Must Become Conditions of Approval:

The following project design elements were either proposed in the project application or the result of compliance with specific environmental laws and regulations and were essential in reaching the conclusions within the attached Environmental Initial Study. While the following are not technically mitigation measures, their implementation must be assured to avoid potentially significant environmental effects.

None.

ADOPTION STATEMENT: This Mitigated Negative Declaration was adopted and above California Environmental Quality Act findings made by the:

County of San Diego Board of Supervisors

on _____

Esther Daigneault, Environmental Planning Manager
DPW Environmental Services Unit

ED:lb